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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
09/502,454	02/11/2000	Naoki Soeda	F-9680	5175
21254	7590	04/07/2005	EXAMINER	
MCGINN & GIBB, PLLC 8321 OLD COURTHOUSE ROAD SUITE 200 VIENNA, VA 22182-3817			CHEN, TIANJIE	
			ART UNIT	PAPER NUMBER
			2652	

DATE MAILED: 04/07/2005

Please find below and/or attached an Office communication concerning this application or proceeding.

## Office Action Summary

**Application No.**

09/502,454

**Applicant(s)**

SOEDA, NAOKI

**Examiner**

Tianjie Chen

**Art Unit**

2652

-- The MAILING DATE of this communication appears on the cover sheet with the correspondence address --

### Period for Reply

A SHORTENED STATUTORY PERIOD FOR REPLY IS SET TO EXPIRE 3 MONTH(S) FROM THE MAILING DATE OF THIS COMMUNICATION.

- Extensions of time may be available under the provisions of 37 CFR 1.136(a). In no event, however, may a reply be timely filed after SIX (6) MONTHS from the mailing date of this communication.
- If the period for reply specified above is less than thirty (30) days, a reply within the statutory minimum of thirty (30) days will be considered timely.
- If NO period for reply is specified above, the maximum statutory period will apply and will expire SIX (6) MONTHS from the mailing date of this communication.
- Failure to reply within the set or extended period for reply will, by statute, cause the application to become ABANDONED (35 U.S.C. § 133). Any reply received by the Office later than three months after the mailing date of this communication, even if timely filed, may reduce any earned patent term adjustment. See 37 CFR 1.704(b).

### Status

- 1) ☒ Responsive to communication(s) filed on 22 March 2005.
- 2a) ☐ This action is **FINAL**. 2b) ☒ This action is non-final.
- 3) ☐ Since this application is in condition for allowance except for formal matters, prosecution as to the merits is closed in accordance with the practice under *Ex parte Quayle*, 1935 C.D. 11, 453 O.G. 213.

### Disposition of Claims

- 4) ☒ Claim(s) 1-3, 5-10, 12 and 14-17 is/are pending in the application.
- 4a) Of the above claim(s) 14-17 is/are withdrawn from consideration.
- 5) ☐ Claim(s) \_\_\_\_\_ is/are allowed.
- 6) ☒ Claim(s) 1-3, 5-10, 12 is/are rejected.
- 7) ☐ Claim(s) \_\_\_\_\_ is/are objected to.
- 8) ☐ Claim(s) \_\_\_\_\_ are subject to restriction and/or election requirement.

### Application Papers

- 9) ☐ The specification is objected to by the Examiner.
- 10) ☐ The drawing(s) filed on \_\_\_\_\_ is/are: a) ☐ accepted or b) ☐ objected to by the Examiner.  
Applicant may not request that any objection to the drawing(s) be held in abeyance. See 37 CFR 1.85(a).  
Replacement drawing sheet(s) including the correction is required if the drawing(s) is objected to. See 37 CFR 1.121(d).
- 11) ☐ The oath or declaration is objected to by the Examiner. Note the attached Office Action or form PTO-152.

### Priority under 35 U.S.C. § 119

- 12) ☐ Acknowledgment is made of a claim for foreign priority under 35 U.S.C. § 119(a)-(d) or (f).
- a) ☐ All b) ☐ Some \* c) ☐ None of:
- ☐ Certified copies of the priority documents have been received.
  - ☐ Certified copies of the priority documents have been received in Application No. \_\_\_\_\_.
  - ☐ Copies of the certified copies of the priority documents have been received in this National Stage application from the International Bureau (PCT Rule 17.2(a)).

\* See the attached detailed Office action for a list of the certified copies not received.

### Attachment(s)

- |  |   |
|--|---|
| 1) <input type="checkbox"/> Notice of References Cited (PTO-892)   | 4) <input type="checkbox"/> Interview Summary (PTO-413)<br>Paper No(s)/Mail Date. _____ |
| 2) <input type="checkbox"/> Notice of Draftsperson's Patent Drawing Review (PTO-948)                                   | 5) <input type="checkbox"/> Notice of Informal Patent Application (PTO-152)             |
| 3) <input type="checkbox"/> Information Disclosure Statement(s) (PTO-1449 or PTO/SB/08)<br>Paper No(s)/Mail Date _____ | 6) <input type="checkbox"/> Other: _____  |

### ***Non-Final Rejection (RCE)***

#### ***Continued Examination Under 37 CFR 1.114***

1. A request for continued examination under 37 CFR 1.114, including the fee set forth in 37 CFR 1.17(e), was filed in this application after final rejection. Since this application is eligible for continued examination under 37 CFR 1.114, and the fee set forth in 37 CFR 1.17(e) has been timely paid, the finality of the previous Office action has been withdrawn pursuant to 37 CFR 1.114. Applicant's submission filed on 03/22/2005 has been entered. Claims 1, 3, 5-10, 12, and 14-17 are pending, wherein claims 14-17 are withdrawn from consideration.

#### ***Claim Rejections - 35 USC § 103***

The following is a quotation of 35 U.S.C. 103(a) which forms the basis for all obviousness rejections set forth in this Office action:

(a) A patent may not be obtained though the invention is not identically disclosed or described as set forth in section 102 of this title, if the differences between the subject matter sought to be patented and the prior art are such that the subject matter as a whole would have been obvious at the time the invention was made to a person having ordinary skill in the art to which said subject matter pertains. Patentability shall not be negated by the manner in which the invention was made.

2. Claims 1, 3, 5-10, and 12 are rejected under 35 U.S.C. 103(a) as being unpatentable over Takao et al (JP 5-81846A) in view of Bemis (US 5,487,160).

With regard to claim 1, Takao et al shows a magnetic disk apparatus in Fig. 1 including: a disk enclosure 12-14, a first printed-circuit board in 2a, which is paired with the disk enclosure, and a second printed-circuit board in 2b, which is detachably connected to the first printed circuit board in 2a via a cable 27 ([0044]; Figs. 6(a) and 6(b)) and is separated in structure from the first printed-circuit board 2a (Fig. 12); wherein the first printed-circuit board

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mounts circuits which have a first noise resistance property, and a circuit 24 which holds parameters unique to the disk enclosure ([0015]); and wherein the second printed circuit board 2b mounts circuits which have a second noise resistance property; wherein the second printed-circuit board 2b is detachably connectable to an upper system, and wherein the first printed circuit board includes recording/reproduction control circuit 7 (Fig. 1, [0014]) that inherently controls a magnetic head (This limitation has been cited in papers mailed on 02/26/2002, 08.26/2002, and 02/21/2003; respectively).

Takao does not explicitly show enclosures and the circuits on the second printed-circuit board includes a switch for selecting either of one of the first printed-circuit boards connected to the second printed-circuit board and another of the first printed-circuit boards connected to the second printed-circuit board.

Bemis shows a magnetic disk apparatus wherein a plurality of disk enclosures (Drive A-E, Fig. 6) are included; and the circuits 400 (Fig. 6) on the second printed-circuit board includes a switch for selecting either of one of the first printed-circuit boards connected to the second printed-circuit board and another of the first printed-circuit boards connected to the second printed-circuit board.

It would have been obvious at the time the invention was made to one of ordinary skill in the art to include a plurality of disk enclosures and the switch in Takao's device. The rationale is as follows: Tanaka shows a plurality of enclosures 2a in Fig. 12. Bemis teaches that an array of disk drives is currently used in persona; computer and has been available for years (Column 1, lines 13-18). It is also well known in the art at the time the invention was made that

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a popular personal computer at home has more than one disk drive. Therefore, it is notorious technology at the time the invention was made to implementing a second disk drive in to a disk apparatus. One of ordinary skill in the art would have been motivated to implement a second disk disclosure into the apparatus thus obtaining more approaches for storage of information. The added disclosure would include a first printed circuit board as taught by Takao. In such constructed device, there would be circuits on each of the plurality of first printed-circuit boards includes a recording/reproducing control circuit.

Takao et al does not show that the second noise resistance property is superior to the first noise resistance property.

Office Notice is taken: as shown in Takao the first printed-circuit includes a circuit reading signal from a disk and amplifying the signal and then converting it into a digital signal. The original signal read from the disk is on the order of tens of mv ( $10^{-2}$  Volts); therefore, the first noise resistance property could only resist a noise of millivolts ( $10^{-3}$  Volts). And the second printed-circuit board includes data processing circuit, which is generally having IC chips, which deals with digitized signal having amplitude of 3-5 volts; therefore, the second noise resistance property could resist a noise of hundreds of millivolts ( $10^{-1}$  Volts).

It would have been obvious at the time the invention was made to one of ordinary skill in the art to find that the second noise resistance property is superior to the first noise resistance property. The rationale is as follows: the second noise resistance property could resist a noise of  $10^{-1}$  Volts, which is superior to the first noise resistance property, which could only resist a noise of  $10^{-3}$  Volts. With regard to claim 2, In Takao et al and Bemis's device, the circuit

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on each of first printed circuit boards includes recording/reproduction control circuit 7 ([0014]).

With regard to claim 3, Takao et al shows an apparatus as described above, but does not explicitly show that circuit board 2a has an analog/digital converter.

But Takao et al shows that signal is read from the head by circuit 7 (line 1 in [0014]) and delivered to a logic operation circuit 6 (line 2 in [0013]).

It would have been obvious to provide an analog/digital converter in circuit board 2a. The rationale is as follows: the logic operation circuit deals with digital signals, the signals read from the head are analog. Therefore, an analog/digital converter in 2a is a necessity to convert the analog signals from 7 into digital signals, then feeding it into the logic operation circuit 6 through the connectors 3a and 3b. One of ordinary skill in the art would have been expecting an analog/digit converter in the circuit board 2a for feeding digit signals into the logic operation circuit.

With regard to claim 5, Takao et al further shows that the circuits on the second printed-circuit board include a processor 6 ([0013]).

With regard to claim 6, Takao et al further shows that the circuits on the second printed-circuit board include a spindle motor/voice coil motor control circuit ([0027]).

With regard to claim 7, Takao et al further shows that each of the first printed-circuit boards further mounts a connector, which inherits some degree of elasticity.

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With regard to claim 8, Takao et al shows that the circuits on the second printed-circuit board include a spindle motor/voice coil motor control circuit ([0027]).

With regard to claim 9, Takao et al shows that the circuits on the second printed-circuit board further include a single processor 4 and 6 ([0030]).

With regard to claim 10, Takao et al further shows that the circuits on the second printed-circuit board include an interface circuit 5 ([0030]) with an upper system.

With regard to claim 12, Takao et al shows that the circuits on the second printed-circuit board are separated into a third printed circuit board 5 and a fourth printed circuit 6; wherein the third printed circuit board mounts the interface control circuit 5 and wherein the fourth printed circuit board mounts the logic calculation circuits 6.

Takao et al does not show that the circuits on the fourth printed circuit board is better in noise resistance than the interference control circuit.

It would have been obvious at the time the invention was made to one of ordinary skill to expect that in Takao et al's device that the circuits on the fourth printed circuit board is better in noise resistance than the interference control circuit. The rationale is as follows: the interface control unit works with a current, which is much larger than the current in the logic operation circuit. And the logic operation circuit is much sensitive to the noise, because even a low level noise can cause miscalculation in the logic operation circuit. One of ordinary skill would have been motivated to make the fourth printed circuit board is better in noise resistance than the interference control circuit in order to ensure the logic operation circuit working properly.

***Response to Arguments***

- Applicant's traverse on Restriction was answered on Office action mailed on 10/01/2003 and the restriction has been made final therein. Applicant made an argument on Restriction issue on 01/30/2004 and was answered again in Office action mailed on 04/13/2004. To answer the argument in this Application, Examiner's response is: the traverse of Species 11 in Paper No. 16 filed on 07/28/2003 is acknowledged. The traversal is on the grounds that Examiner has already performed the search. This is not found persuasive because Applicant has extensively amended claims. These amendments affect all the claims, which include claims 14-17. The amendment changes the scope of the claims; therefore, for examining the amended claims, further search in different area is required. According to MPEP, requirement for restriction may be made at any time before final action, MPEP § 1.142 (a).

The restriction/election requirement is still deemed proper and has been therefore made FINAL.

- Applicant argues in Remark: "the combination would not teaches or suggest each and every element of claimed invention." However, Applicant does not specify which element has not been taught or suggested. Examiner asserts that every element has been addressed.
- Takao et al shows in Fig. 1, that the magnetic head 13 has only connections to 7 (amplifier) and 8, which includes actuator controller 10 and VCM controller 9. It is clear that the head is controlled by 7 and 8, both are on the first circuit board. Therefore, "the circuits on each of said



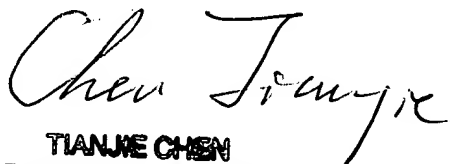
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plurality of first printed-circuit boards comprise a recording/reproducing control circuit which controls a magnetic head.”

Any inquiry concerning this communication or earlier communications from the examiner should be directed to Tianjie Chen whose telephone number is 571-272-7570. The examiner can normally be reached on 8:00-4:30, Mon-Fri.

If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, Hoa Nguyen can be reached on 571-272-7579. The fax phone number for the organization where this application or proceeding is assigned is 703-872-9306.

Information regarding the status of an application may be obtained from the Patent Application Information Retrieval (PAIR) system. Status information for published applications may be obtained from either Private PAIR or Public PAIR. Status information for unpublished applications is available through Private PAIR only. For more information about the PAIR system, see <http://pair-direct.uspto.gov>. Should you have questions on access to the Private PAIR system, contact the Electronic Business Center (EBC) at 866-217-9197 (toll-free).

  
TIANJIE CHEN  
PRIMARY EXAMINER